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February 17, 2022

VIA ECF

Honorable Katherine Polk Failla
United States District Court
Southern District of New York
40 Foley Square, Rm 618
New York, NY 10007

MEMO ENDORSED

Re: Kuhmstedt v. ViacomCBS Inc., 1:21-cv-07810 (KPF)

Dear Judge Failla:

We represent plaintiff Bernard Kuhmstedt (“Plaintiff”) in the above-captioned case and write pursuant to Section 2.E. of Your Honor’s Individual Practices to respectfully request a 30-day extension of time to file a Stipulation of Dismissal (or otherwise move to re-open the case).

- (1) the current deadline for the parties to file a Stipulation of Dismissal is February 21, 2022 [Dkt. No. 14];
- (2) there were no previous requests for an extension;
- (3) no previous requests were granted or denied;
- (4) the parties respectfully request an additional 30-day extension in order to consummate their settlement. While the Parties have executed a settlement agreement, they have yet to consummate the transaction but are endeavoring to do so.
- (5) Counsel for Defendant ViacomCBS, Inc. consents to the requested relief.

Respectfully Submitted,

s/jameshfreeman/
James H. Freeman

Counsel for Plaintiff

Application GRANTED.

The Clerk of Court is directed to terminate the motion at docket entry 17.

Dated: February 18, 2022
New York, New York

SO ORDERED.

A handwritten signature in blue ink, reading "Katherine Polk Failla". The signature is written in a cursive, flowing style.

HON. KATHERINE POLK FAILLA
UNITED STATES DISTRICT JUDGE